FORM OBD - 67 **JAN 1977**

UNITED STATES DEPARTMENT OF JUSTICE WASHINGTON, D.C. 20530



EXHIBIT A DEPARTMENT OF JUSTICE

TO REGISTRATION STATEMENT | 07 PM '80

Under the Foreign Agents Registration Actios 1938; as and INTERNAL SECUR

Furnish this exhibit for EACH foreign principal fisted in an initial statement and for EACH additional foreign principal acquired subsequently. 1. Name and address of registrant Registration No. White & Case, 14 Wall Street, New York, N.Y. 10005 2759 Principal address of foreign principal 3. Name of foreign principal Boulevard Colonel Tshatshi Banque du Zaire Kinshasa - Gombe (Bank of Zaire) Zaire 5. Indicate whether your foreign principal is one of the following type: Foreign government Foreign political party ▼ Foreign or domestic organization: If either, check one of the following: Partnership Committee X Corporation Association Other (specify) Individual - State his nationality

6. If the foreign principal is a foreign government, state:

a) Branch or agency represented by the registrant.

Not applicable

- b) Name and title of official with whom registrant deals.
- 7. If the foreign principal is a foreign political party, state:

a) Principal address

Not applicable

- b) Name and title of official with whom the registrant deals.
- c) Principal aim

8. If the foreign principal is not a foreign government or a foreign political party,

The Bank of Zaire performs a) State the nature of the business or activity of this foreign principal those functions for the Republic of Zaire normally performed by a central bank including, but not limited to, participating in the formulation of money and credit policy, protecting the internal and external values of the national currency, acting as paying agent for the Republic, assuring the service of the public debt, performing money lending operations to banks, issuing bank notes, fixing the rediscount, discount and interest rates on the lending of money and acceptance of deposits, establishing reserve requirements of the banks and adopting regulations as to the use of the banks' funds.

The Bank of Zaire is an autonomous public institution established pursuant to Ordinance-Law no. 67/264 of the President of the Republic of Zaire, promulgated on June 23, 1967, as amended. Its duties and powers, including the exclusive privilege of issuing bank notes in the Republic of Zaire, are set forth in such Ordinance-Law. The capital of the Bank of Zaire is 1,500,000 Zaires, all of which is held by the Zairois State. The Council of the Bank ("Conseil de la Banque") is
Directed by a foreign government, foreign political party, or other foreign principalYes No Controlled by a foreign government, foreign political party, or other foreign principalYes No Subsidized in whole by a foreign government, foreign political party, or other foreign principalYes No Subsidized in whole by a foreign government, foreign political party, or other foreign principal
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Subsidized in part by a foreign government, foreign political party, or other foreign principal
Principal
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responsible for the policies and management of the Bank. The Council is composed of the Governor and four to six counselors, all of whom are appointed by the Chief of State. A representative of the Executive Council of the Government ("Conseil Executif"), likewise appointed by the Chief of State, attends all meetings of the Council of the Bank but is not a voting member. The Chief of State also appoints the statutory auditors ("commissaires aux comptes") of the Bank. Based on the foregoing, the Bank of Zaire is owned, directed and controlled by a foreign government.
In addition, pursuant to the aforesaid Ordinance-Law, certain losses of the Bank, including those resulting from a revaluation of the national currency of the Republic, are absorbed by the State. Accordingly, the Bank is subsidized in part by a foreign government.

10. If the foreign principal is an organization and is not owned or controlled by a foreign government, foreign political party or other foreign principal, state who owns and controls it.

Not applicable

Date of Exhibit A January 18, 1980 Name and Title James B. Hurlock Signature Attorney-in-fact

Approval Expires Oct. 31, 1981

UNITED STATES DEPARTMENT OF JUSTICE OUP MARO 1 Washington, D.C. 20530 AK M

EXHIBIT B

RECISTED TON UNIT

TO REGISTRATION STATEMENTS COURITY or the Foreign Agents Registration of the Courier A Under the Foreign Agents Registration Act DIVISION of 1938, as amended

INSTRUCTIONS: A registrant must furnish as an Exhibit B copies of each written agreement and the terms and conditions of each oral agreement with his foreign principal, including all modifications of such agreements; or, where no contract exists, a full statement of all the circumstances, by reason of which the registrant is acting as an agent of a foreign principal. This form shall be filed in duplicate for each foreign principal named in the registration statement and must be signed by or on behalf of the registrant.

Name of Registrant

Name of Foreign Principal

White & Case

Banque du Zaire

Check Appropriate Boxes:

- []] The agreement between the registrant and the above-named foreign principal is a formal written contract. If this box is checked, attach two copies of the contract to this exhibit.
- 2. $[\hat{\mathbf{x}}]$ There is no formal written contract between the registrant and foreign principal. The agreement with the above-named foreign principal has resulted from an exchange of correspondence. If this box is checked, attach two copies of all pertinent correspondence, including a copy of any initial proposal which has been adopted by reference in such correspondence.
- []] The agreement or understanding between the registrant and foreign principal is the result of neither a formal written contract nor an exchange of correspondence between the parties. If this box is checked, give a complete description below of the terms and conditions of the oral agreement or understanding, its duration, the fees and the expenses, if any, to be received.

4. Describe fully the nature and method of performance of the above indicated agreement or understanding.

legal services of a general nature will be performed by partners and employees of the registrant.

5. Describe fully the activities the registrant engages in or proposes to engage in on behalf of the above foreign principal.

Activities will be general legal representation.

6. Will the activities on behalf of the above foreign principal include political activities as defined in Section 1(o) of the Act?1/ Yes [] No [X]

If yes, describe all such political activities indicating, among other things, the relations, interests or policies to be influenced together with the means to be employed to achieve this purpose.

Date of Exhibit B

January 18, 1980

Name and Title

Attorney-in-fact

Signature

ns B. Hurbel

Political activity as defined in Section 1(0) of the Act means the dissemination of political propaganda and any other activity which the person engaging therein believes will, or which he intends to, prevail upon, indoctrinate, convert, induce, persuade, or in any other way influence any agency or official of the Government of the United States or any section of the public within the United States with reference to formulating, adopting, or changing the domestic or foreign policies of the United States or with reference to the political or public interests, policies, or relations of a government of a foreign country or a foreign political party.



October 9, 1979

Messrs. White & Case 14, Wall street New York, N.Y. 10005

Dear Sirs :

In accordance with our recent discussions we wish to state the desire of the Banque du Zaïre to engage White & Case as its legal counsel for general purposes and in particular in connection with the negotiation of certain loan agreements and the restructuring of certain external indebtedness of the Republic of Zaïre.

We would appreciate your confirmation that White & Case is willing to serve in this capacity.

Very truly yours,

EMONY MONDANGA Bouverneur 14 WALL STREET, NEW YORK, N. F. 10005 (212) 232-1040; - TEEFZ - 126201

280 PARK AVENUE, NEW YORK, 0017

1747 PENNSYLVANIA AVENUE, N.W. WASHINGTON D.C. 2000E (2021 872-0013), TELEXI 89543

125 WORTH AVENUE, PALM BEACH, FLORIDA 33480 (305) 833-1040

WHITE & CASE

20 PLACE VEHOOME

75001 PARIS

CABLE: WHITE CASE, PARIS TELEPHONE (II' 260-34-05 TELEX. 220242 AVENUE 1071 538 CO 70, TELEX 2300

ST GEORGE S BUILDING, 19TH FLOCY 2 ICE HOUSE STREET, HONG KONS 5-253061; TELEX 63604

October 9, 1979

JHR/mm

Banque du Zaīre Boulevard du Colonel P.O. Box 2697 Kinshasa-Gombé, Zaīre

Dear Sirs:

We are pleased to inform you in response to your letter of October 9, 1979 that White & Case accepts engagement as legal. counsel to the Banque du Zaïre for general purposes and in particular in connection with the negotiation of certain loan agreements and the restructuring of certain external indebtedness of the République du Zaïre.

We appreciate the confidence in us you have expressed and look forward to working with you.

Very truly yours,

White + Case

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

2120 L STREET, N.W., SUITE 500 WASHINGTON, D.C. 20037 (202) 254-7020

OFFICE OF THE CHAIRMAN

March 23, 1978

The Honorable Griffin B. Bell Attorney General U. S. Department of Justice Washington, D. C.

Dear Mr. Attorney General:

Mr. Edward C. Schmults, of the law firm of White & Case, is serving and will continue to serve as a member of the Council of the Administrative Conference of the United States pursuant to 5 U.S.C. §575(b). Mr. Sheldon S. Cohen, of the law firm of Cohen & Uretz, Mr. Cornelius B. Kennedy, of the law firm of Kennedy, Webster & Gardner, and Mr. John W. Pettit, of the law firm of Hamel, Park, McCabe & Saunders, are serving and will continue to serve as public members of the Administrative Conference of the United States pursuant to 5 U.S.C. §573(b)(6).

In such capacities each is a special government employee of the Administrative Conference within the provisions of 18 U.S.C. §219.

This letter certifies that such employment of Messrs. Schmults, Cohen, Kennedy, and Pettit as special government employees is required in the national interest.

Sincerely yours,

Robert A. Anthony

Chairman

cc: Edward C. Schmults, Esq.

14 WALL STORET, NEW YORK, U.Y. GOOG (212) 732 1040, TELEX 126201

1260 IMRK AVENUE, NEW YORK (212) 732-1040; TELEX 1

1747 PENNSYLVANIA AVENUE,N W, WASHINGTON D.C. 20066 (2021 B72-0013); TELEX: 89543

125 WORTH AVENUE, PALM BEACH, FLORIDA 33480 (305) 833-1040 WHITE & CASE

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75001 PARIS

CABLE: WHITE CASE, PARIS TELEPHONE II' 1:50-34-05 TELEX: 220242 (6)) 600 6691, 10 00 004/57

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